

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FULTON COUNTY EMPLOYEES'  
RETIREMENT SYSTEM, Derivatively on Behalf  
of THE GOLDMAN SACHS GROUP, INC.,

Plaintiff,

v.

LLOYD BLANKFEIN, DAVID M. SOLOMON,  
M. MICHELE BURNS, DREW G. FAUST,  
MARK A. FLAHERTY, WILLIAM W. GEORGE,  
JAMES A. JOHNSON, ELLEN J. KULLMAN,  
LAKSHMI N. MITTAL, ADEBAYO O.  
OGUNLESI, PETER OPPENHEIMER, JAN E.  
TIGHE, DAVID A. VINIAR, and MARK O.  
WINKELMAN,

Defendants,

and

THE GOLDMAN SACHS GROUP, INC.,

Nominal Defendant.

Case No.: 1:19-cv-01562 (VSB)

**ORAL ARGUMENT  
REQUESTED**

**NOTICE OF MOTION TO DISMISS THE VERIFIED SHAREHOLDER  
DERIVATIVE COMPLAINT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss the Verified Shareholder Derivative Complaint, the Declaration of Julia A. Malkina (with exhibits), and such other submissions as may be filed in support of this Motion, defendants Lloyd Blankfein, David M. Solomon, M. Michele Burns, Mark A. Flaherty, William W. George, James A. Johnson, Ellen J. Kullman, Lakshmi N. Mittal, Adebayo O. Ogunlesi, Peter Oppenheimer, David A. Viniar, and Mark O. Winkelman, and nominal defendant The Goldman Sachs Group, Inc., by and through their undersigned counsel, will move this Court, before the Honorable Vernon S. Broderick, at the Thurgood Marshall United States Courthouse located at 40 Foley Square, New York, New York, on a date and time to be set by the Court, for an order: (i) dismissing the Verified

Shareholder Derivative Complaint in its entirety and with prejudice pursuant to Rules 12(b)(6) and 23.1 of the Federal Rules of Civil Procedure; and (ii) for such other relief the Court deems just and proper.

Dated: May 13, 2019  
New York, New York

Respectfully submitted,

By: /s/ Sharon L. Nelles

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